

Message Text

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TO AMEMBASSY TANANARIVE IMMEDIATE

C O N F I D E N T I A L STATE 071416

E.O. 11652: GDS

TAGS: TSPA, MA

SUBJECT: RENEWAL NASA STATION AGREEMENT

REF: (A) TANANARIVE 436; (B) TANANARIVE 0472

PROPOSED NOTE ACCEPTABLE WITH FOLLOWING CHANGES:

1. ARTICLE 2A. THE GOVERNMENT OF THE MALAGASY REPUBLIC SHALL, FOR A CONSIDERATION OF U.S. \$100,000 PER ANNUM BEGINNING JANUARY 1, 1973, MAKE AVAILABLE TO THE GOVERNMENT OF THE UNITED STATES OF AMERICA FOR THE STATION (A) THOSE LAND AREAS WHICH HAVE BEEN DESIGNATED AS COMPRISING THE "PERIMETRE DE REBOISEMENT DE TSIMAHABEOMBY" AND WHICH CONSIST OF APPROXIMATELY 340.6 HECTARES, A MAP OF WHICH IS ANNEXED TO THIS AGREEMENT, AND (B) ANY RIGHTS-OF-WAY REQUIRED FOR THE STATION. NOTWITHSTANDING THE ABOVE, THE MANAGEMENT OF REFORESTATION OF THE

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"PERIMETRE DE REBOISEMENT DE TSIMAHABEOMBY" SHALL

CONTINUE TO BE ASSURED SOLELY BY THE MALAGASY SERVICE OF WATERS AND FORESTS AND CONSERVATION OF SOILS.

2. DELETE ARTICLES 2B AND 2C.

3. ARTICLE 7B, SECOND SENTENCE TO READ:

"AT SUCH TIME AS NASA AND DPT JOINTLY DETERMINE THERE ARE SUFFICIENT NUMBERS OF QUALIFIED MALAGASY TECHNICAL PERSONNEL TRAINED TO MEET NASA REQUIREMENTS, NASA MAY DELEGATE BY CONTRACT TO THE DPT THE RESPONSIBILITY FOR THE STATION OPERATION AND MAINTENANCE FOR THE PROGRAMS COVERED BY THE PRESENT AGREEMENT."

ADD TO 7B, ONE SENTENCE: "AS MUTUALLY AGREED TO BETWEEN DPT AND NASA, UNITED STATES TECHNICIANS AND SPECIALISTS MAY BE USED AS REQUIRED TO SUPPLEMENT THE MALAGASY TECHNICAL STAFF FOR SPECIAL EQUIPMENT INSTALLATION, CHECKOUT OR OPERATIONS."

FYI: ELIMINATION OF LANGUAGE RE COMMUNICATIONS EQUIPMENT (2B) PROPOSED BECAUSE THIS IS EXTRANEEOUS MATTER WHICH SHOULD BE ARRANGED OUTSIDE THIS NOTE. SEPTTEL FOLLOWS. INCLUSION WOULD SET AWKWARD PRECEDENT FOR OTHER STATIONS. CHANGE RESPECTING RIGHT-OF-WAY (2C) NECESSARY BECAUSE OTHERWISE OPEN-ENDED POSSIBILITY EXISTS FOR DEMANDS FOR ADDITIONAL PAYMENTS TO WHICH NASA CANNOT AGREE. FURTHERMORE, WE ARE NOW SPECIFYING CLEARLY DELINEATED AREA FOR STATION AND RIGHT-OF-WAY IS PUBLIC ROAD. WE WANT TO ASSURE THAT RENT COVERS ALL RIGHTS-OF-WAY WHICH MAY BE REQUIRED FOR STATION.

ARTICLE 7B INCLUDES WORD "TRAINED" WHICH USED IN SPANISH AGREEMENT AND CONSIDERED IMPORTANT BY NASA.

ARTICLE 7B, FURTHER, ADDS SENTENCE SIMILAR TO OTHER TRACKING STATION AGREEMENTS OPERATED BY FOREIGN ENTITIES. IT SOMETIMES NECESSARY TO UTILIZE AMERICAN CONTRACTOR OR CIVIL SERVICE PERSONNEL TO INSTALL EQUIPMENT, PROVIDE SPECIAL CHECKOUTS AND CALIBRATION, OR SPECIAL OPERATION AND MAINTENANCE SERVICES, ALL ON TEMPORARY BASIS.

END FYI. RUSH

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